

18 C. Renne, J.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

IN RE ADELPHIA COMMUNICATIONS
CORPORATION SECURITIES AND DERIVATIVE
LITIGATION

03 MD 1529 (LMM)

→ 04 Civ 3961 (LMM)

STIPULATION AND ORDER

This Document Relates To:

C. Philip Rainwater v. Deloitte & Touche LLP
Case No. 04-cv-03961 (LMM)

USDC SDNY
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IT IS HEREBY STIPULATED, between Plaintiff C. Philip Rainwater ("Rainwater") and Defendant Deloitte & Touche LLP, by and through their respective counsel, that pursuant to Fed. R. Civ. P. 4 (a)(1)(ii), all claims raised in the matter styled *C. Philip Rainwater v. Deloitte & Touche LLP* Case No. 04-03961 (LMM), are hereby dismissed with prejudice and without costs to either side.

Dated: New York, New York
January 3, 2011

CRAVATH, SWAIN & MOORE LLP

LeCLAIR RYAN, P.C.

By: [Signature]
Giles E. Canning

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Attorneys for C. Philip Rainwater

SO ORDERED:

[Signature]
U.S.D.J.

1/4/11